

Dec 14, 2004 6:09PM ZPS GROUP LLC DEC 14 2004

REC'D 6076 2004

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Patent
Attorney Docket No. GEMS8081.066

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Emeric et al.
Serial No. : 09/681,467
Filed : June 12, 2001
For : Method and System to Regulate Cooling of a Medical Imaging
Group Art No. : 2859
Examiner : Shrivastav, B.

CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

I hereby certify that, on the date shown below, this correspondence is being:

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- deposited with the US Postal Service in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231
37 CFR 1.8(a) 37 CFR 1.10
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Transmission
 transmitted by facsimile to Fax No.: 703-872-9306 addressed to Examiner Shrivastav at the Patent and Trademark Office.

Date: 12-14-04

Jean A. Jordan
Signature

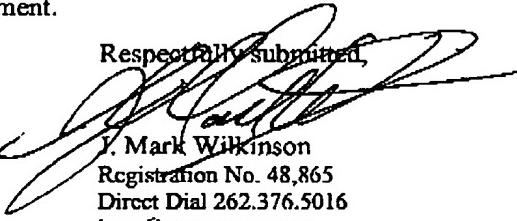
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Dear Sir:

Further to Applicant's Petition to Withdraw Holding of Abandonment filed via facsimile on January 6, 2004, Applicant hereby again petitions for withdrawal of the Examiner's holding of abandonment for the above-captioned patent application. Applicant has not received any decision of the Petition filed January 6, 2004. Additionally, PAIR does not indicate that the Petition has been received. The reasons for this Petition are outlined in the original and attached January 6, 2004 Petition to Withdraw Holding of Abandonment.

Respectfully submitted,


J. Mark Wilkinson
Registration No. 48,865
Direct Dial 262.376.5016
jmw@zpspatents.com

Dated: December 14, 2004

Ziolkowski Patent Solutions Group, LLC
14135 North Cedarburg Road
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262-376-5170

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Patent
Attorney Docket No. GEMS8081.066

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Emeric et al.
Serial No.	:	09/681,467
Filed	:	June 12, 2001
For	:	Method and System to Regulate Cooling of a Medical Imaging
Group Art No.	:	2859
<u>Examiner</u>	:	<u>Shrivastav, B.</u>

CERTIFICATION UNDER 37 CFR 1.8(a) and 1.10

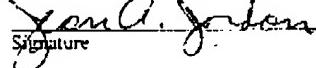
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- transmitted by facsimile to Fax No.: 703-872-9306 addressed to Examiner Shrivastav at the Patent and Trademark Office.

Date: 1-6-04


Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Docketed by: me
Date: 1/9/04

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Dear Sir:

Responsive to the Notice of Abandonment mailed December 30, 2003, Applicant hereby petitions for withdrawal of the Examiner's holding of abandonment. The Notice of December 30, 2003 states that the present application is abandoned "in view of [...] Applicant's failure to timely file a proper reply to the Office letter mailed on 28 April 2003." Applicant contends, however, that a proper reply to the Office Action of April 28, 2003 was, in fact, filed and, therefore, the holding of abandonment is in error.

Enclosed please find a copy of the Amendment/Response that was filed with the USPTO on June 30, 2003 by facsimile transmission. A copy of the facsimile transmission confirmation

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Emeric et al.

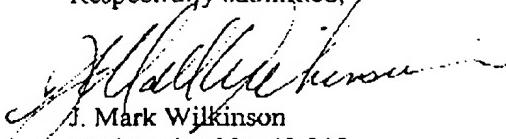
S/N 09/681,467

evidencing complete transmission of the reply to the USPTO is also enclosed. As such, Applicant respectfully believes that a timely and complete reply was filed in response to the Office Action mailed April 28, 2003. Accordingly, Applicant request that the holding of abandonment be withdrawn.

By rule, a fee is not required to be submitted with this Petition.

Applicant hereby requests that any questions regarding this matter be directed to the undersigned.

Respectfully submitted,



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Registration No. 48,865
Direct Dial 262.376.5016
jmw@zpspatents.com

Dated: January 6, 2004
Attorney Docket No.: GEMS8081.066

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